

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

CM2212MQL

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

10/089342

INTERNATIONAL APPLICATION NO.

PCT/US00/27132

INTERNATIONAL FILING DATE

02 October 2000

PRIORITY DATE CLAIMED

08 October 1999

TITLE OF INVENTION

Foam Material Comprising Linear, Isotactic Polymers

APPLICANT(S) FOR DO/EO/US

DYATLOV, Valery Alexandrovich et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application was filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☒ A change of power of attorney and/or address letter.
16. ☐ Other items or information:

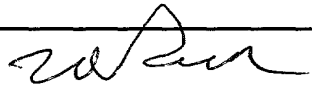
"Express Mail" mailing label number

Date of Deposit

I hereby certify that this paper/fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to The Assistant Commissioner of Patents, Washington, D.C. 20231

Administrator Mailing Application

Signature

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/089342		INTERNATIONAL APPLICATION NO. PCT/US00/27132		ATTORNEY'S DOCKET NUMBER CM2212MQL	
				CALCULATIONS PTO USE ONLY	
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$740	
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$0	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	9-20 =	0	x \$18.00	\$0	
Independent Claims	2-3 =	0	x \$84.00	\$0	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			\$280.00	\$0	
TOTAL OF ABOVE CALCULATIONS =				\$740	
Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$0	
TOTAL NATIONAL FEE =				\$740	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28,3.31). \$40.00 per property +				\$0	
TOTAL FEES ENCLOSED =				\$740	
				Amount to be refunded	\$
				charged	\$
<p>a. [] A check in the amount of \$ ____ to cover the above fees is enclosed.</p> <p>b. [x] Please charge my Deposit Account No. <u>16-2480</u> in the amount of \$ <u>740</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. [x] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>16-2480</u>. A duplicate copy of this sheet is enclosed.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p>					
A. M. Stone, Patent Attorney Customer Number 27752			 Signature T. David Reed Name 32,931 Registration Number		

CM2212MQL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the U.S. National Phase Entry
Under 35 USC 371 from
DYATLOV, Valery Alexandrovich et al.
Int'l Application No. PCT/US00/27132
Filed in the RO/US on 02 October 2000

Entitled:	Foam Material Comprising Linear, Isotactic Polymers
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PRELIMINARY AMENDMENT UNDER 37 CFR §1.112

Assistance Commissioner for Patents
Box PCT
Washington, D. C. 20231

Dear Sir:

Prior to Examination and computation of the fees for entering the captioned International Application into the U. S. National Phase, please preliminarily amend the above-identified application as follows and consider the following Remarks.

AMENDMENTS

IN THE CLAIMS

5. A foam material of the present invention according to Claim 1 wherein
said foam material is oil absorbent.
6. A foam material of the present invention according to Claim 1 wherein
said foam material is water absorbent.
7. A polymeric foam material according to Claim 1 wherein
said polyolefinic polymer is polypropylene.
8. An article comprising the foam material according to Claim 1 wherein
said article comprises said foam material as a construction element.

REMARKS

Claims 1-4 and 9 remain in this application. Claims 5-8 have been amended by eliminating multiple dependencies. Attached hereto is a marked-up version of the changes made to the claims by the current amendment. The attached page is captioned "Version With Markings to Show Changes Made."

The support for these amendments is found in the claims as originally filed. These amendments are being entered to bring the claims into conformance with, *inter alia*, 37 CFR §1.75, no new matter is added.

Respectfully submitted for Applicants,

By



T. David Reed
Agent for Applicant
Registration No. 32,931

Cincinnati, Ohio
20 March 2002
(513)627-7025/FAX (513)627-6333

"VERSION WITH MARKINGS TO SHOW CHANGES MADE"

CLAIMS

1. A polymeric foam material
characterized in that
said polymeric foam material comprises a polyolefinic homopolymer having an
isotacticity of less than 60% of [mmmm] pentad concentration.
2. A polymeric foam material according to Claim 1
wherein
the homopolymer has a mean molecular weight Mw of at least 100000 g/mol.
3. A polymeric foam material according to Claim 1
wherein
said polymeric foam material is stretchable.
4. A polymeric foam material according to Claim 2 wherein said foam material is
elastically expandable.
5. An foam material of the present invention according to [any of Claims 1
through Claim 3] CLAIM 1
wherein said foam material is oil absorbent.
6. A foam material of the present invention according to [any of Claims 1 through
Claim 3] CLAIM 1
wherein
said foam material is water absorbent.
7. A polymeric foam material according to [any of the preceding claims] CLAIM 1
wherein

said polyolefinic polymer is polypropylene.

8. An article comprising the foam material according to ^{CLAIM 1} [any of the preceding claims] wherein said article comprises said foam material as a construction element.
9. A method for manufacturing a polymeric foam material comprising a step of processing a polymeric material, said step of processing selected from the group of inert gas expansion, evaporated solvent expansion, reactive reagent gas expansion, high internal phase emulsion, bead expansion, and combinations thereof characterized in that said polymeric material comprises a polyolefinic homopolymer having an isotacticity of less than 60% of [mmmm] pentad concentration.

FOAM MATERIAL COMPRISING LINEAR, ISOTACTIC POLYMERS**FIELD OF THE INVENTION**

The present invention relates to foam materials used for example in insulation, shock absorption, cushioning, packaging, sealing, lubrication, liquid absorption, liquid conducting, filtration of liquid, heat and gas insulation, providing buoyancy, gas absorption packaging and storage. The invention relates to foam materials with open pores as well as to foam materials with closed pores. Specifically, the present invention relates to elastic foam materials.

BACKGROUND

Foam material and in particular foam materials comprising olefinic polymers are well known in the art and enjoy widespread usage throughout the industry. Typical areas of application of such foam material include hygienic articles and in particular disposable absorbent articles, packaging materials.

Foam materials made from commonly used polyolefins such as PP, PE, PS, PIB have a number of useful properties. They are bio-compatible and food compatible, chemically stable, inert, non toxic materials. However, most of them have poor mechanical properties including insufficient strength/tear resistance, insufficient stretchability/elasticity and the like.

Several approaches have been proposed in the prior art to provide elastic properties to such foam materials. The most commonly used approach is based on changing the chemical structure of the polymer by introducing hinged joints/moieties into the main chain of the polymer. These side groups or side chains provide more flexibility to the polymeric backbone preventing

crystallization of polymer, lowering the glass transition temperature (T_g) and improving the elasticity of the resulting material. Usually, the hinge groups contain heteroatoms providing flexibility such as oxygen, nitrogen or chlorine placed into the main chain or into bulky side groups. Another approach is mastication of the polymer by blending with special plasticizing agents. Both approaches, however, require heteroatoms to be introduced into the molecule or into the bulk of the coating material.

The third approach proposed in the prior art to provide elastic properties to such foam materials, which is more close to the present invention, is to exploit the formation of hetero-phases which reinforce the bulk material by forming a physical net. To do this the block-co-polymerization of two or more different monomers has been used leading to polymeric backbones comprising blocks with different T_g . This results in micro-phase separation in the bulk with formation of reinforcing crystalline domains of one co-polymer linked with each other by flexible chains of the second co-polymer.

In essence, conventional foam materials carry a wide variety of inherent disadvantages including but not being limited to insufficient strength/tear resistance, insufficient stretchability/elasticity, not being bio-compatible, not being food compatible, comprising heteroatoms such as chlorine and hence leading to toxic residues when burnt, and the like.

It is an object of the present invention to provide foam materials which overcome the disadvantages of the prior art foam materials.

It is a further object of the present invention to provide articles which comprise elastic foam materials.

It is a further object of the present invention to provide a method for manufacturing foam material of the present invention.

It is a further object of the present invention to provide a foam material that can be manufactured with low variability between different batches of material.

SUMMARY OF THE INVENTION

The present invention provides a polymeric foam material. The foam material comprises a polyolefinic homopolymer having an isotacticity of less than 60% [mmmm] pentad concentration.

The present invention further provides a method for manufacturing the polymeric foam material of the present invention comprising a step of processing the polymeric material, said step of processing selected from the group of inert gas expansion, evaporated solvent expansion, reactive reagent gas expansion, high internal phase emulsion, bead expansion, and combinations thereof.

DETAILED DESCRIPTION OF THE INVENTION

The present invention provides foam materials comprising a polyolefinic homopolymer.

The term "polyolefinic homopolymer" as used herein refers to those polyolefins which comprise only one phase of molecules all of which exhibiting a similar stereochemical configuration. For example, blends of atactic and isotactic polymers where the two phases have polymerized simultaneously are excluded when this term is used. The term homopolymer includes copolymers where all molecules exhibit a similar stereochemical configuration.

The polyolefinic homopolymer of the present invention may comprise linear isotactic polymers having a structure of one or several C_3 to C_{20} olefinic monomers, having an isotacticity of less than 60%, preferably less than 55%, more preferably less than 50%, and most preferably less than 45% of [mmmm] pentad concentration, and having an isotacticity of more 10%, preferably more

than 15%, more preferably more than 20%, and most preferably more than 25% of [mmmm] pentad concentration. Preferably, the polyolefinic homopolymer is polypropylene.

The isotacticity of the homopolymers may be reduced compared to the isotactic polypropylenes of the prior art due to a statistic distribution of stereoscopic errors in the polymer chain. The term "stereoscopic error" refers to a stereoscopic sequence characterized by a [mrrm] pentad. In this case, the central monomer has a stereo configuration opposed to the other four monomers in this pentad. The [mrrm] pentad concentration of this polymer therefore is above the statistical probability of $p^2 (1-p)^2$ where $p=[m]$ and hence $1-p=[r]$ and $p^4=[mmmm]$. Preferably, the pentad concentration is at least $[p (1-p)]^q p (1-p)$ with q being 0.8, more preferably q being 0.6, yet more preferably q being 0.4, yet more preferably q being 0.2, most preferably q being 0.1.

In some embodiments of the homopolymer and in particular in those embodiments where the crystallinity is reduced by means of single stereo errors, a low content of atactic sequences has proven beneficial to the properties of the foam of the present invention. Preferably, the [rmrm] pentad concentration is below 6%, more preferably below 5%, yet more preferably below 4%, yet more preferably below 3%, most preferably below 2.5%.

In some embodiments of the homopolymer and in particular in those embodiments where the crystallinity is reduced by means of single stereo errors, a low content of syndiotactic sequences has proven beneficial to the properties of the foam of the present invention. Preferably, the [rrrr] pentad concentration is below 6%, more preferably below 5%, yet more preferably below 4%, yet more preferably below 3%, most preferably below 2.5%.

Alternatively, the homopolymer of the present invention may include sequences of atactic and isotactic blocks of polymer.

Preferably, the mean molecular weight M_w of the polymer is above 100000 g/mol, more preferably above 200000 g/mol, yet more preferably above 250000 g/mol, yet more preferably more than 300000 g/mol, most preferably more than 350000 g/mol.

The glass temperature T_g is between -50 and +30 °C. Preferably the glass temperature is below 10°C, more preferably below 5°C, yet more preferably below 0°C, most preferably below -6°C. The melt temperature of the polymer is obtained after heating the sample 150°C and subsequently cooling the polymer to -50°C.

Without wishing to be bound by this theory, the polyolefinic polymers exhibit a semi-crystalline structure. The structure contains elastic amorphous areas of nano-scale-size reinforced with self arranged crystalline domains of nano-crystals. The formation of brittle macro-crystalline material from the polymer is achieved by introducing the defects into the polymeric backbone. Isolated monomer units with opposite stereo configuration have been used as the defects, i.e. single stereo errors.

Suitable polymers and a process for manufacturing such polymers are described in PCT patent application EP99/02379 incorporated herein by reference. A catalyst combination suitable for the preparation of such polymers is described in PCT patent application EP99/02378 incorporated herein by reference. Preferably, the process of PCT patent application EP99/02378 is carried out by temperatures of less than 30°C, more preferably less than 25°C, yet more preferably less than 20°C, most preferably less than 15°C to increase the molecular weight of the resulting polymer. In order to increase the molecular weight, the polymerization is preferably carried out in liquid monomer such as in liquid propene. In order to increase the molecular weight, the catalyst is preferably used in combination with the boron activators mentioned in PCT patent application EP99/02378.

Other suitable polymers and a process for manufacturing such polymers is described in WO99/20664 incorporated herein by reference.

It is preferred to use homopolymers for the foams of the present invention since during manufacture of homopolymers the batch to batch variability is greatly reduced in comparison to multi phase polymers where the phases are polymerized in a single reaction.

Preferably, the polymers used in manufacturing the foam materials of the present invention have a distinctive rubber-elastic plateau in their stress-strain curves.

The polymers used for the foam of the present invention are bio-compatible may be burnt without toxic residues since they contain no heteroatoms such as chlorine. The further do not contain toxic monomer residues.

The foam materials of the present invention may have open pores or may have closed pores. High pressure gas foaming yields open pore foams while low pressure foaming yields closed cell foams.

The foam materials of the present invention have been found to be able exhibit superior softness. Preferably, the foam material has a Shore hardness on the A scale of less than 30, more preferably, of less than 25, yet more preferably of less than 20, yet more preferably of less than 15, most preferably of less than 10. The softness of the foam material of the present invention can be increased by manufacturing the foam by low density foaming and by reducing the isotacticity ([mmmm] pentad concentration).

The foam material has been found to exhibit increased temperature stability compared to prior art foam materials. This is partly due to the fact that for the foams of the present invention a homopolymer is used and is partly due to the high molecular weight of the homopolymer. Preferably, the foam material of the

present invention has a melting point of at least 100°C, more preferably of at least 110°C, more preferably of at least 120°C, most preferably of at least 130°C. The melt temperature of the polymer is obtained after heating the sample 150°C and subsequently cooling the polymer to -50°C. Higher melting point may be achieved by blending the homopolymer for example with conventional isotactic polymer such as polypropylene.

The foam of the present invention has been found to be stretchable as well as elastic. The stretchability of the foam versus its elastic behavior can be adjusted by means of the tacticity of the homopolymer of the present invention. The foam material of the present invention has been found to be stretchable without tearing to at least 500% of its original length, more preferably 1000% of its original length, yet more preferably to at least 1500% of its original length, most preferably to at least 2000% of its original length. In addition, the foam material of the present invention preferably recovers within 10 minutes after being stretched and held for 1 minute to 500% of its original length back to less than 300% its original length, preferably less than 200% its original length, most preferably less than 150% of its original length. In addition, the foam of the present invention has been found to exhibit a low compressive set. The foam of the present invention recovers within 10 minutes after a compression to 50% of its original thickness for 1 minute to at least 60% of its original thickness, more preferably at least 70% of its original thickness, yet more preferably to at least 80% of its original thickness, yet more preferably to at least 90% of its original thickness, most preferably to at least 95% of its original thickness. The compressibility of the foam of the present invention can be adjusted by increasing the tacticity of the homopolymer or by blending the low tacticity homopolymer with conventional isotactic polymer such as polypropylene.

The foam of the present invention has been found to exhibit a relative low tackiness at room temperature due to the high molecular weight of the polymer.

Various additives may be added to the homopolymer of the present invention to change the properties of the polymer such as is well known in the art.

Optionally, additives such as surfactants may be used to change the surface properties of the foam of the present invention.

In the prior art, a wide variety of suitable techniques to manufacture foam materials are known including but not being limited to inert gas expansion, evaporated solvent expansion, reactive reagent gas expansion, high internal phase emulsion, bead expansion, and combinations thereof. The aforementioned methods for manufacturing foam materials all have specific advantages which are known to the skilled person. Hence, the skilled person will be able to select a suitable method for manufacturing the foam material of the present invention depending on the specific requirement of the respective application of the foam material. Suitable gases or evaporated solvents for expanding the foams of the present invention include but are not limited to CO₂, N₂, propene, pentane, and the like. It has been found that due to the low tacticity of the polymer, the processability of the polymer during manufacture of the foam has been greatly improved.

The foam material according to the present invention may also be used as a construction element in an article. Thereby, the functionalities of the foam material include but is not limited to heat insulation, electric insulation, shock absorption, cushioning, acoustic wave damping, protecting other elements of the article, sealing, packaging, storing, providing buoyancy, and the like. Such articles include but are not limited to toys, furniture, mattresses, carpets, clothing, shoes, sport equipment, complex constructions such as buildings (floor coverings, house wraps, and the like), cars, household appliances, and the like. Having regard to the specific advantages of the polymers used for the articles of the present invention, it will be readily apparent to the skilled practitioner to

apply and to optionally modify the foam materials according to the present invention as construction elements in the above and similar articles. It is particularly preferred to combine the foam material with a conventional polypropylene material to form the article. In this case, recycling of the material does not require separation of the different materials.

The foam material of the present invention may be oil absorbent and may be rendered water absorbent by suitable surface energy modifiers. Suitable surface energy modifiers are well known in the art. In case the foam material of the present invention is absorbent, the foam material may be used in instances including but not being limited to oil absorption, solvent absorption, spill absorption, liquid distribution, liquid transportation, and the like. To improve the absorbency of the foam of the present invention, various additives such as those known in the art may be added to the external and internal surfaces of the foam of the present invention. The foam material of the present invention may further be used to deliver absorbed liquids such as for example adhesive, shoe polish, ink, lubricants and the like upon compression of the foam material.

CLAIMS

1. A polymeric foam material
characterized in that
said polymeric foam material comprises a polyolefinic homopolymer having an isotacticity of less than 60% of [mmmm] pentad concentration.
2. A polymeric foam material according to Claim 1
wherein
the homopolymer has a mean molecular weight M_w of at least 100000 g/mol.
3. A polymeric foam material according to Claim 1
wherein
said polymeric foam material is stretchable.
4. A polymeric foam material according to Claim 2 wherein said foam material is elastically expandable.
5. An foam material of the present invention according to any of Claims 1 through Claim 3
wherein said foam material is oil absorbent.
6. A foam material of the present invention according to any of Claims 1 through Claim 3
wherein
said foam material is water absorbent.
7. A polymeric foam material according to any of the preceding claims
wherein

said polyolefinic polymer is polypropylene.

8. An article comprising the foam material according to any of the preceding claims wherein said article comprises said foam material as a construction element.
9. A method for manufacturing a polymeric foam material comprising a step of processing a polymeric material, said step of processing selected from the group of inert gas expansion, evaporated solvent expansion, reactive reagent gas expansion, high internal phase emulsion, bead expansion, and combinations thereof characterized in that
said polymeric material comprises a polyolefinic homopolymer having a an isotacticity of less than 60% of [mmmm] pentad concentration.

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(74) Agents: REED, T., David et al.; The Procter & Gamble Company, 5299 Spring Grove Avenue, Cincinnati, OH 45217-1087 (US).

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(71) Applicant (for all designated States except US): **THE PROCTER & GAMBLE COMPANY** [US/US]; One Procter & Gamble Plaza, Cincinnati, OH 45202 (US).

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(81) Designated States (*national*): AE, AG, AL, AM, AT, AT (utility model), AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CR, CU, CZ, CZ (utility model), DE, DE (utility model), DK, DK (utility model), DM, DZ, EE, EE (utility model), ES, FI, FI (utility model), GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KR (utility model), KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SK (utility model), SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.

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For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: FOAM MATERIAL COMPRISING LINEAR, ISOTACTIC POLYMERS

(57) Abstract: The present invention relates to foam materials comprising polymeric material wherein the structure of the polymeric material contains elastic amorphous areas of nano-scale-size reinforced with self arranged crystalline domains of nano-crystals.

WO 01/27191 A1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the U.S. National Phase Entry
Under 35 USC 371 from
DYATLOV, Valery Alexandrovich et al.
Int'l Application No. PCT/US00/27132
Filed in the RO/US on 02 October 2000

Entitled:	Foam Material Comprising Linear, Isotactic Polymers
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ASSOCIATE POWER OF ATTORNEY

Assistant Commissioner for Patents
Box PCT
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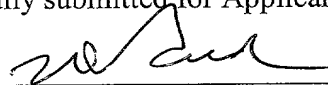
Dear Sir:

5- You are requested to recognize L. W. Lewis (Registration No. 30,769), P. D. Meyer (Registration No. P-47,792), L. L. Huston (Registration No. 32,994), A. M. Stone (Registration No. 41,335), and P. M. Ulrich (Registration No. 46,404) of The Procter & Gamble Company, Cincinnati, Ohio, and all other attorneys/agents associated with the customer number(s) listed below as Associate Attorneys to prosecute this application, to make alterations and amendments therein, and to transact all business in the Patent Office connected with the application or with the patent granted thereupon.

Please address all future communications to:

A. M. Stone, Patent Attorney
Customer No. 27752

Respectfully submitted for Applicants,

By 

T. David Reed
Agent for Applicant
Registration No. 32,931

Cincinnati, Ohio
20 March 2002
(513) 627-7025/FAX 627-6333

DECLARATION COMBINED WITH POWER OF ATTORNEY

Attorney Docket No. CM2212MQ/VB

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Foam Material Comprising Linear, Isotactic Polymers the specification of which

(check ☐ is attached hereto.
one) ☒ was filed on 02 October 2000 as United States Application No. or ✓
PCT International Application Serial No. PCT/US00/27132 ✓
and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations §1.56.

I hereby claim foreign priority benefits under Title 35 United States Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)Priority Claimed

99120171.6 ✓ EP 08 October 1999 ✓

Yes	No
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Serial No.	Filing Date	Application Serial No.	Filing Date
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I hereby claim the benefit under Title 35 United States Code §120 of any United States application(s), or §365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35 United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (If applicable)

As named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Atty Name	Atty Reg Number.	Associate Power of Attorney Attached [] Yes [X] No
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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